

109TH CONGRESS  
1ST SESSION

# S. 1879

To amend title 11, United States Code, to limit claims in bankruptcy by certain unsecured creditors.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 17, 2005

Mr. AKAKA introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To amend title 11, United States Code, to limit claims in bankruptcy by certain unsecured creditors.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Bankruptcy Prevention  
5       Credit Counseling Act of 2005”.

6       **SEC. 2. REDUCTION OF UNSECURED CLAIMS.**

7       Section 502(b) of title 11, United States Code, is  
8       amended—

9               (1) in paragraph (8), by striking “or” at the  
10       end;

1           (2) in paragraph (9), by striking the period at  
2           the end and inserting “; or”; and

3           (3) by adding at the end the following:

4           “(10) such consumer debt is an unsecured  
5           claim arising from a debt to a creditor that does not  
6           have, as of the date of the order for relief, a policy  
7           of waiving additional interest for all debtors who  
8           participate in a debt management plan administered  
9           by a nonprofit budget and credit counseling agency  
10          described in section 111(a).”.

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